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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
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11 ALFRED MCZEAL, JR.,
12 Plaintiff,

13 v.

14 BLUE CASTLE (CAYMAN) LTD., et
15 al.,
16 Defendants.
17

Case No. 2:24-cv-06520-RGK-PD

**ORDER ACCEPTING REPORT
AND ADOPTING FINDINGS,
CONCLUSIONS, AND
RECOMMENDATIONS OF
UNITED STATES MAGISTRATE
JUDGE**

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19 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Complaint, the
20 motions to dismiss for a more definite statement and for failure to state a
21 claim for relief filed by Defendants Blue Castle (Cayman) Ltd., Steven
22 Daniels, Daniels Homes Investments, LLC, Mathew Braucher and Braucher
23 & Associates (collectively, the “Defendants”), the records on file, the Report
24 and Recommendation of United States Magistrate Judge (“Report”), Plaintiff’s
25 Objections, Opposition, and Declaration to the Report, and Plaintiff’s request
26 for judicial notice. [Dkt. Nos. 1, 9, 12-15, 20-23, 26.]

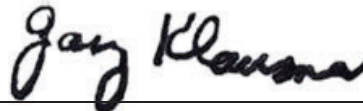
27 The Court has conducted a *de novo* review of the portions of the Report
28 to which Objections were directed. The Court accepts the findings and

1 recommendations of the Magistrate Judge and adopts them as its own
2 findings and conclusions.

3 IT IS THEREFORE ORDERED as follows:

- 4 1. Defendants' motion to dismiss the First and Second causes of action
5 of the Complaint for "fraud-fraudulent foreclosure deed dated March 10,
6 2023 in the amount of \$800,000 and recorded [on] March 17, 2023" and
7 "complaint to set-aside a void and fraudulent foreclosure deed" is
8 granted with leave to amend;
- 9 2. Defendants' motion to dismiss the Third, Fourth, Fifth, Sixth, and
10 Seventh causes of action for violations of 42 U.S.C. §§ 1981, 1983, 1985,
11 and 1986 and the RICO Act is granted, and the claims are dismissed
12 with prejudice;
- 13 3. Defendants' motion to dismiss the Eighth and Ninth causes of action
14 is granted without prejudice as to Plaintiff bringing these claims in
15 Massachusetts;
- 16 4. Defendants' motion to dismiss the Tenth, Eleventh, Twelfth, and
17 Thirteenth causes of action is granted without prejudice; and
- 18 5. Defendants' motion to dismiss for a more definite statement is denied
19 as moot.

20 DATED: January 28, 2025

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22 HON. R. GARY KLAUSNER
23 UNITED STATES DISTRICT JUDGE
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